IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 28TH MARCH 2007 / 7TH CHAITHRA 1929

Bail Appl..No. 1859 of 2007()

CRIME NO.138/05 OF KOZHIKODE TOWN POLICE STATION

: PETITIONER

BHASKARAN.N., S/O.KANNAN, AGED 48
YEARS, NELLIKKAL HOUSE, P.O.KALLURUTTY,
KOZHIKODE - 673 603.

BY ADV. SRI.P.NARAYANAN

RESPONDENTS:

STATION HOUSE OFFICER,
TOWN POLICE STATION, KOZHIKODE
REP. BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 28/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 1859 OF 2007 B

Dated this the 28th day of March, 2007

O R D E R

Petitioner, who is the 2nd accused in Crime No.138/05 of Kozhikode Town Police Station for offences punishable under sections 406, 409, 420, 120B and 506(ii) read with section 149 IPC, seeks anticipatory bail.

2. Learned Public Prosecutor opposed the application.

3. The case of the prosecution is that the petitioner while working as a Head Accountant in the R.T. Office, Kozhikode had, after receiving the R.C. Book of the defacto complainant pertaining to his Tata Sumo car from Sundaram Finance, dishonestly passed it on to the 7th accused, who had pledged the original R.C. Book with another financier namely, Icon Auto Consultant in its Cherukunnam branch.

4. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioner to surrender before the Investigating Officer for interrogation and then to have his application for regular bail ordered by the Magistrate concerned. Accordingly, the petitioner is directed to surrender before the Investigating Officer on any day between 2.4.2007 and 4.4.2007 for the

purpose of interrogation. The petitioner shall, thereafter, be produced on the same day before the concerned Magistrate, who shall release the petitioner on bail on appropriate conditions.

This application is disposed of as above.

(V. RAMKUMAR, JUDGE)

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